

## **IC 35-46-4**

### **Chapter 4. Failure of a Student Athlete to Disclose Recruitment**

#### **IC 35-46-4-1**

##### **"Agent contract"**

Sec. 1. As used in this chapter, "agent contract" means a contract or agreement in which a student athlete authorizes a person to negotiate or solicit on behalf of the student athlete:

- (1) an agreement with a professional sports team for:
  - (A) the employment of the student athlete by a professional sports team or organization; or
  - (B) the employment of the student athlete as a professional athlete; or
- (2) an endorsement contract.

*As added by P.L.184-1988, SEC.1. Amended by P.L.54-2001, SEC.7.*

#### **IC 35-46-4-1.5**

##### **"Endorsement contract"**

Sec. 1.5. As used in this chapter, "endorsement contract" means an agreement under which a student athlete is employed or receives consideration to use, on behalf of the other party, any value that the student athlete may have because of publicity, reputation, following, or fame obtained because of athletic ability or performance. The term includes the value of any part of the student athlete's right of publicity (as defined in IC 32-36-1-7).

*As added by P.L.54-2001, SEC.8. Amended by P.L.1-2003, SEC.96.*

#### **IC 35-46-4-2**

##### **"Professional sports services contract"**

Sec. 2. As used in this chapter, "professional sports services contract" means a contract or agreement in which a person is employed or agrees to render services:

- (1) as a player on a professional sports team;
- (2) as a professional athlete; or
- (3) with a professional sports organization.

*As added by P.L.184-1988, SEC.1. Amended by P.L.54-2001, SEC.9.*

#### **IC 35-46-4-3**

##### **"Student athlete"**

Sec. 3. As used in this chapter, "student athlete" means a person who is:

- (1) enrolled or intends to enroll in a course of study in a public or private college or university; and
- (2) eligible to engage in, or may be eligible in the future to engage in, an intercollegiate sporting event, contest, exhibition, or program for the college or university in which the person is enrolled or intends to enroll.

*As added by P.L.184-1988, SEC.1. Amended by P.L.54-2001, SEC.10.*

**IC 35-46-4-4**

**Failure to disclose recruitment**

Sec. 4. A person who knowingly or intentionally:

- (1) enters into an agent contract, an endorsement contract, or a professional sports services contract with a student athlete; and
- (2) no later than ten (10) days before the contract is executed, fails to give written notice to the head of the athletic department for the college or university in which the student athlete is enrolled as a student or intends to enroll as a student that identifies:

- (A) the name and business address of each party to the contract;

- (B) whether the contract is an agent contract, an endorsement contract, or a professional sports services contract; and

- (C) the date that the contract will be executed;

commits failure to disclose recruitment, a Class D felony.

*As added by P.L.184-1988, SEC.1. Amended by P.L.54-2001, SEC.11.*